

HOUSE No. 619

By Mr. Walsh of Boston, petition of Martin J. Walsh relative to the penalty for persons found guilty of the crime of criminally negligent homicide. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT RELATIVE TO CRIMINALLY NEGLIGENT HOMICIDE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- 1 Section 30A. A person is guilty of criminally negligent homi-
2 cide when, with criminal negligence, he causes the death of
3 another person. For purposes of this section, “criminal negli-
4 gence” is the failure to perceive a substantial and unjustifiable
5 risk that is of such nature and degree that the failure to perceive it
6 constitutes a gross deviation from the standard of care that a rea-
7 sonable person would observe under the circumstances.
8 Whoever is guilty of criminally negligent homicide shall be
9 punished by imprisonment in a house of correction for not more
10 than 2½ years and a fine of not more than \$10,000.00.